



Wednesday, November 16, 2016

The Probate Examiner's Office recommends approval of the following Probate matters:

None

The following Probate matters have been continued at the request of the Petitioner or the Petitioner's attorney:

None

The following Probate matters are off calendar:

3	11CEPR00605	June Owings
4	12CEPR01028	Edward L. Meyers, Jr.
9	14CEPR00319	Helen Marie Sircy Ratliff
10	14CEPR00453	Quiana L. Foster
12	14CEPR00952	Leah Michelle Sanders
16	16CEPR00601	Mary Yewdall
17	16CEPR00602	Robert Yewdall

Appearance of counsel is recommended for all remaining Probate matters set for hearing.

Thank you.

Dept. 303, 9:00 a.m. Wednesday, November 16, 2016

Attorney Kathi K. Kesselman (for Petitioner Mary McCall, Conservator)

7th Account and Report of Conservator, Allowance of Attorney Fees,
Motion for Reduction of Bond and For Substitution and Release of Surety

		MARY McCALL , mother and Conservator of the Person and Estate, is Petitioner. <p align="center">~Please see Petition for details~</p> <p>Court Investigator's Report filed 6/1/2016.</p>	NEEDS/PROBLEMS/COMMENTS: <u>Continued from 10/12/2016.</u> Minute Order states no appearances. Matter is continued by the Court. Note: Court will set status hearings as follows: <ul style="list-style-type: none"> Thursday, December 15, 2016 at 9:00 a.m. in Dept. 303 for the filing of proof of reduced bond of \$380,000.00; and for filing of the <i>Receipt and Acknowledgment of Order for the Deposit of Money Into Blocked Account</i> (Judicial Council form MC-356) for the \$100,000.00; and <ul style="list-style-type: none"> Thursday, August 30, 2018 at 9:00 a.m. in Dept. 303 for the filing of the eighth account. Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.
Cont. from 101216			
	Aff.Sub.Wit.		
✓	Verified		
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	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
✓	2620		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: LEG Reviewed on: 11/9/16 Updates: Recommendation: File 1- McCall

Attorney Robert L. Sullivan (for Administrator Monique M. Hutchings)

Probate Status Hearing Re: Informal Accounting for \$15,000.00 Closing Reserve per Local Rule 7.12.6

DOD: 4/5/2003	MONIQUE M. HUTCHINGS , Administrator with Will Annexed, filed an <i>Informal Accounting for Closing Reserve per Local Rule</i> on 10/31/2016.	NEEDS/PROBLEMS/COMMENTS: Page 4 is the Probate Status Hearing Re: Filing of an Amended Accounting for the Estate of Edward L. Myers, Jr. (12CEPR01028.) 1. Need <i>Distributive Receipt</i> from DAWNETTE MYERS , Administrator of the Estate of Edward L. Myers, Jr., for the sum of \$4,000.00 , represented in the informal accounting to have been paid from the closing reserve. (<i>Distributive Receipts</i> were filed 10/31/2016 from the two other beneficiaries.)
Cont. from		
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Duties/Supp		
Objections		
Video Receipt		
CI Report		
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Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LEG Reviewed on: 11/9/16 Updates: Recommendation: File 2- Myers

Probate Status Hearing Re: Filing of the Third Account

		PUBLIC GUARDIAN , was appointed Conservator of the Estate on 10/28/2011.	NEEDS/PROBLEMS/COMMENTS:
		Letters issued on 11/01/2011.	
Cont. from		Order settling second accounting filed 12/15/2014.	<u>OFF CALENDAR.</u> <u>Third Account filed</u> <u>11/10/2016. Hearing set for</u> <u>01/17/2017.</u>
<input type="checkbox"/>	Aff.Sub.Wit.	Minute Order of 12/15/2014 set this Status Hearing for the filing the third account.	
<input type="checkbox"/>	Verified		<p>1. Need Third Account or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: LV
			Reviewed on: 11/09/2016
			Updates: 11/10/2016
			Recommendation:
			File 3- Owings

Attorney Richard E. Hemb (for Dawnette Myers, Administrator)

Attorney Robert L. Sullivan (for Monique M. Hutchings, Administrator in Case 03CEPR00979)

Probate Status Hearing Re: Filing of an Amended Petition

DOD: 4/15/2012		<p>DAWNETTE MYERS, spouse and Administrator, filed a <i>First and Final Account and Report of Administrator and Petition for Settlement, Allowance of Commissions and Fees, and Final Distribution</i> on 7/25/2016.</p> <p>Minute Order dated 9/6/2016 from the hearing on the first and final account set this status hearing on 10/4/2016 for the filing of an amended petition.</p> <p>Declaration of Dawnette Myers and Status Conference Statement filed 9/29/2016 states:</p> <ul style="list-style-type: none"> On July 25, 2016, she filed with the court a First and Final Account and Report of Administrator and Petition for Settlement, Allowance of Commissions and Fees, and Final Distribution (Report). A hearing on the Report was held on 9/6/2016. The Probate Examiner's Office issued five (5) Notes to be considered at the hearing on September 6. Each Note is addressed below with my thoughts and observations for the court's consideration. <u>Problems/Concerns:</u> Need amended accounting. The estate consist of two assets: 1) Decedent's interest in a personal residence located at 5465 N. 4th, Fresno, California; and 2) a distribution from the Estate of Edward L. Myers, Sr., (Senior Estate) Case No. 03 CEPR00979. She currently resides at 5465 N. 4th and proposes to keep the asset as owned with the other beneficiary of this estate, decedent's daughter, as provided by written agreement filed with this court; <p>~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>OFF CALENDAR</p> <p>Amended First and Final Account filed 11/10/2016 is set for hearing 1/17/2017.</p> <p>Page 2 is the Probate Status Hearing Re: Informal Accounting for \$15,000.00 Closing Reserve for the Estate of Edward L. Myers, Sr.</p> <p>Continued from 10/4/2016. Minute Order states matter is continued to the date set in the Edward L. Myers, Sr. estate.</p>
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Duties/Supp			
Objections			
Video Receipt			
CI Report			
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Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Reviewed by: LEG
Reviewed on: 11/9/16
Updates: 11/14/16
Recommendation:
File 4- Myers

Declaration of Dawnette Myers and Status Conference Statement filed 9/29/2016, continued:

- The current estate has been delayed from the start pending resolution of the Senior Estate and distribution to beneficiaries. The Senior Estate was granted an Order Settling Final Report of Administrator with Will Annexed on 3/24/2016. [The sum of] **\$90,768.50** was provided to her as Administrator of the current estate on 4/5/2016. Accordingly, that is the day shown on the Report as an accounting period. The Notes indicated that my receipt for these funds may have been filed with the court under the Senior Estate on April 18, 2016, but the funds were actually received on April 5, 2016.
- The court authorized the Senior Estate to withhold **\$15,000** in reserve, which will eventually be paid to three beneficiaries, or less than **\$5,000** each. The current estate will, therefore, be receiving a future distribution from the Senior Estate for any remaining reserve funds of **\$5,000** or less.
- She asks this court to consider approving her petition to distribute funds from the current estate subject to receipt later of the remaining reserve funds in the Senior Estate. Clause 90 of the proposed Order provides that any remaining funds or funds found hereafter shall be distributed equally to Dawnette Myers and Martha Phillips, the two intestate beneficiaries.
- She would respectfully ask the court to consider approving the distribution as proposed subject to the later receipt of reserve funds from the Senior Estate rather than making this estate experience any further delays. An amount of **\$5,000** or less would under normal circumstances be allowed as an estate reserve. Of course, receipts would need to be filed with the court for any future distributions from the Senior Estate before a discharge is considered;
- The **\$40,000** distribution listed on Schedule 1 of the Inventory and Appraisal. An Inventory and Appraisal was filed with the court on October 31, 2013. I reviewed and approved the amount of **\$40,000.00** on Schedule 1 because she had communication from the Senior Estate these funds were approved and ready for distribution to the current estate. When she decided at the time not to approve a waiver of accounting, the Senior Estate decided not to proceed with preliminary distributions. So the current estate never received these funds and had to wait until the Senior Estate distribution was approved and payment made to the current estate on 4/5/2016;
- A check of the Senior Estate (03 CEPR 00979) will show no preliminary distributions to the current estate (except as noted below);
- Receipt from Senior Estate. This item was confusing in that it appears to require me to account for funds from the Senior Estate as received by my husband as Co-administrator, the Decedent herein, in 2005. A further review of the Senior Estate file, however, provides an answer to the confusion;
- The examiner rightfully noted that she, as Administrator of the current estate, signed a receipt for preliminary distributions from the Senior Estate on February 24, 2016. However, this was all caused by the Senior Estate making preliminary distributions in 2005 but never filing a receipt for these funds. This court would not grant an order approving of the report until such time as receipts in that estate were filed. She knew my husband received preliminary distributions from the Senior Estate so I was more than willing to sign a receipt on his behalf so that administration could proceed. As she recalls they used a vast amount of money at that time to make repairs to their kitchen. What happened to the any remaining funds that my husband received in 2005 from the Senior Estate until his death in 2012, I do not know. Attached for the court's review is a copy of the subject receipt and communication between my counsel and counsel for the Senior Estate explaining the problem with receipts for preliminary distributions in 2005. The short answer is that I never received these funds, my husband did in 2005 only provided documentation to assist in closing the Senior Estate.

~Please see additional page~

Dept. 303, 9:00 a.m. Wednesday, November 16, 2016

Declaration of Dawnette Myers and Status Conference Statement filed 9/29/2016, continued:

- Capital One Claim. Paragraph 29 of the Report shows a Capital One Claim in the amount of **\$4,958.18**. This was a typing error on that specific paragraph and should appear as **\$4,953.18**, or a difference of five dollars. All funds available for distribution are based on the correct amount of **\$4,953.18**; it being proposed that no further additional adjustment to the petition or proposed order should be necessary.
- Need Revised Order. If the court is so inclined that we cannot proceed with this estate without receipt from the Senior Estate of the remaining reserve that will be less than **\$5,000**, then we will be unable to move forward until such time. On the other hand, all other matters in the petition and proposed order are correct, based on the explanation as described above, and I would respectfully request the Court to consider any other means available to not delay the estate further.

Second Report of Status of Administration of Estate [Probate Code §12200]

DOD: 8/24/12		CAROL GOULART , Executor with Full IAEA without bond, is Petitioner. Letters issued 7/9/13.	NEEDS/PROBLEMS/COMMENTS:
		I&A: \$1,850,310.00 consisting of various real property interests.	Continued from 4/20/15, 9/16/15, 3/16/16, 7/13/16
Cont. from 042015, 091615, 031616, 071316		Various status reports have been filed.	1. Need petition for final distribution pursuant to Probate Code §12200.
<input type="checkbox"/>	Aff.Sub.Wit.	Status Report filed 11/8/16 states the administration of this estate has been complicated by the death of a son, Anthony Angel Teixeira. A probate was commenced on 4/12/16 and a one-half share of this estate will pass to the deceased son's estate. This estate is not yet in a position to close but has one significant development to report. The Franchise Tax Board has withdrawn its creditor's claim and request for special notice in this matter.	
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory	Neither the executor/heir nor the co-administrators of the deceased son's estate desire to take undivided interests in the decedent's 1/6 interest in the Santa Clara County property, and the cash needs in the deceased son's estate appear to be substantial.	
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.	Executor has been trying to persuade her uncles, who co-own the property, to put the property on the market. As previously reported herein, only one of them has entered into negotiations to sell. Executor informed her uncle of the forthcoming cash offer of \$8,500,000, but the uncle believed a higher amount would be offered and wanted to wait. Executor believed such a sale would have provided the needed liquidity and flexibility to accomplish a distribution of this estate; however, it now appears that the uncles have changed their position and do not want to sell.	
<input checked="" type="checkbox"/>	Notice of Hrg		
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<input type="checkbox"/>	Aff.Pub.		
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<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp	7/9/13	
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice	<p>Executor believes her only option is to force a sale by way of partition action and hereby seeks an extension of time to administer the estate to enable her to prosecute such action with the objective to cause an influx of cash in the estate, leading to final distribution. Keeping the estate open over the near-term is not harmful to the estate or beneficiaries.</p> <p>Executor prays for an order that administration continue for six months after which Executor shall either file a petition for distribution or subsequent status report.</p>	Reviewed by: skc Reviewed on: 11/9/16 Updates: Recommendation: File 5 - Teixeira

Attorney Janet L. Wright (for Bruce Bickel, Successor Trustee)
 Attorney Paul J. Pimentel (for Respondent Gary C. Hamilton)
 Attorney Scott Streed (for Objector [unidentified party])

**Petition for Instructions, for Imposition of Surcharge on Prior Trustee and for
Approval of First Account and Report of Successor Trustee**

James DOD: 3/13/2011		BRUCE BICKEL , Successor Trustee, is Petitioner. ~Please see Petition for details~ Gary C. Hamilton's Response to Petition for Instructions, for Imposition of Surcharge on Prior Trustee and for Approval of First Account and Report of Successor Trustee filed 10/12/2016. Supplement in Support of Petition for Instructions filed by Petitioner BRUCE BICKEL on 11/14/2016	NEEDS/PROBLEMS/COMMENTS: <u>Continued from 10/12/2016.</u> Minute Order states Mr. Streed requests 30-45 days, as he was just retained. The Court orders that any objections are to be filed at least 15 days prior to 11/16/2016. The Court directs Ms. Wright not to respond at this point if Mr. Streed does file objections, instead wait for further instructions. Note: Notice of the Supplement in Support of Petition for Instructions filed 11/14/2016 was served to all interested parties, and per Request for Special Notice filed 1/21/2014, to JAMIE STAR HAMILTON THOMAS , on 11/11/2016.	
Cont. from 101216				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
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	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
		Reviewed by: LEG Reviewed on: 11/10/16 Updates: 11/14/16 Recommendation: File 6- Hamilton		

Order to Show Cause

DOD: 3/31/13	HELEN TSANG is Administrator with Will Annexed.	NEEDS/PROBLEMS/COMMENTS: Note: Petition for Final Distribution has been filed and is set for hearing on 12/6/16.	
Cont. from	The First Account was approved on 3/16/16. Property on hand at the end of the first account totaled \$959,048.00.		
Aff.Sub.Wit.	Minute Order dated 3/16/16 set a status hearing for the filing of the Petition for Final Distribution on 9/28/16.		
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg	Minute order from 9/28/16 states no appearances. The Court issues and Order to Show Cause to Steven Salazar as to why he should not be sanctioned for failure to appear and to Helen Tsang as to why she should not be removed as Administrator for her failure to file the first or final account. Both Mr. Salazar and Helen Tsang are ordered to be personally present in court on 11/9/16.		
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen	Status Report filed on 10/5/16 states the personal representative and her counsel regrets missing the 9/28/16 Status Hearing due to inadvertently calendaring the hearing for 10/28/16 instead. Despite the personal representative's efforts, the estate is not in a condition to close at this time. Until either the sale of the real property, receipt of the December lease proceeds or sale of farm equipment sufficient to pay American Express's claim, whichever comes first. A continuance of 90 days is necessary for purposes of closing the estate. A continuance of 90 days is necessary.		
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			Reviewed by: KT
Status Rpt			Reviewed on: 11/9/16
UCCJEA		Updates:	
Citation		Recommendation:	
FTB Notice		File 7- Tsang	

Order to Show Cause

DOD: 10/29/13	KEVIN GUNNER was appointed Administrator with Full IAEA with bond of \$384,000.00 on 2/11/14; Letters issued 2/24/14.	NEEDS/PROBLEMS/COMMENTS:
Aff.Sub.Wit.	Administrator filed his Report and Petition for Approval of Report and Settlement of Account and for Preliminary Distribution, etc., on 9/7/16, which was set for hearing on 10/19/16.	
Verified		
Inventory		
PTC		
Not.Cred.	See Examiner notes for the 10/19/16 hearing noting various issues.	
Notice of Hrg		
Aff.Mail	On 10/19/16, there were no appearances and the Court issued this Order to Show Cause to Thomas Markeson as to why he should not be sanctioned for his failure to appear. Mr. Markeson is ordered to be personally present in court on 11/16/16.	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
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Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 11/9/16
		Updates:
		Recommendation:
		File 8- Schofield

Age: 84	MELINDA MURRAY and MELANIE WELCH , Co-Conservators, are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
		OFF CALENDAR. <u>Amended Second Account filed 11/10/2016. Hearing set for 01/17/2017.</u>
Cont. from 101216	Account period: 07/01/2015 – 07/15/2016	<ol style="list-style-type: none"> Need amended accounting. Gains and losses are only listed in the accounting if the property is sold pursuant to Probate Code § 1060(d). Unrealized gains and or lossess should be reflected in a schedule listing the fair market value of the asset pursuant to Probate Code § 1063(d). Petition was not verified by the petitioners pursuant to Probate Code § 1021. Need Notice of Hearing. Need proof of service of Notice of Hearing per Probate Code § 1460(b)(6) on the following: <ul style="list-style-type: none"> Helen Marie Sircy Ratliff Stanley Teixeira Disbursement Schedule includes an ATM cash withdrawal of \$20 on 09/11/2015 however the nature and purpose of this withdrawal was not addressed. Need clarification. Disbursement Schedule includes two separate charges on 07/13/2015 at Target in the amount of \$106.31 and \$154.55 however the nature and purpose of these charges is not addressed. Need clarification. <p>Please see additional page</p>
Aff.Sub.Wit.		
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Inventory		
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<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
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Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 2620(c)		
Order	x	
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	Accounting: \$120,779.08 Beginning POH: \$60,018.58 Ending POH: \$42,031.41 Conservators: not addressed Attorney: \$4,963.00 (per itemization, for 10.20 attorney hours @ \$275/hr. and 16.6 paralegal hours @ \$130/hr.) Costs \$435.00 (filing fee) Petitioners pray for an Order: <ol style="list-style-type: none"> Approving, allowing and settling the first account and report of co-conservators; and Authorizing the attorney fees. Court Investigator Samantha Henson filed a report on 09/12/2016.	Reviewed by: LV Reviewed on: 11/09/2016 Updates: 11/10/2016 Recommendation: File 9- Ratliff

7. Disbursement Schedule includes several large charges for groceries as follows:

- 12/02/2015 Walmart groceries in the amount of \$120.92.
- 02/09/2016 Savemart groceries in the amount of \$203.99.
- 04/07/2016 Savemart groceries in the amount of \$207.48.
- 07/08/2016 Savemart Groceries in the amount of \$215.64.

It appears that the Conservatee began living at the Windham, a long-term care facility in July 2015 so it is unclear what the need is for these large grocery disbursements. Need clarification.

8. Under the *Conservatee's Residence Expenses* portion of the Disbursement Schedule there are three charges for PG&E, amongst other smaller PG&E bills, dated 11/02/2015 in the amount of \$346.21; 02/03/2016 in the amount of \$373.58; and 10/06/2016 in the amount of \$197.25. It is unclear why the conservatorship of the estate is paying for the residential utilities when the petition states the house is an asset of the conservatee's trust. Also, it is unclear why these utility bills are so high if the conservatee has been residing in a long-term care facility since July 2015. Is someone residing in the home? If so are they paying rent?

9. Disbursement Schedule shows two misc./tip charges under the *Conservatee's Medical Expenses* portion in the amount of \$15 on 07/14/2015 and 07/17/2015, it is unclear what the nature and purpose is of this tip. Need clarification.

10. Disbursement Schedule includes three charges from Well-Being Senior Solutions in the amount of \$550.00 dated 09/22/2015; \$550.00 on 10/22/2015 and 12/10/2015 248.00, it is unclear what the nature and purpose of this charge is.

11. Care Facility statements includes guest meals totaling \$96. Why should the conservatee be paying for these meals?

12. **Need Order. Local Rule 7.1 states a proposed Order shall be submitted with all pleadings that request relief. If the proposed order is not received in the Probate Filing Clerk's Office ten (10) days before the scheduled hearing, a continuance may be required.**

Status RE: Filing of the First Accounting and Possible Retirement Income

		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Conservatorship terminated pursuant to Minute Order of 9/8/16</p>
Cont. from 051816		
Aff.Sub.Wit.		
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Notice of Hrg		
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Citation		
FTB Notice		
		Reviewed by: skC
		Reviewed on: 11/9/16
		Updates:
		Recommendation:
		File 10- Foster

Petition for Authority to Give Consent to Medical Treatment

		PUBLIC GUARDIAN , Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner requests:	
Cont. from		a. The conservatee be adjudicated to lack the capacity give informed consent to medical treatment. T	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	b. The Conservator of the person be granted the exclusive authority to give consent for medical treatment that the conservator in good faith based on medical advice determines to be necessary.	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC	c. The treatment be performed by a licensed medical practitioner.	
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	Capacity Declaration of Ara Soghonian, M.D. 6/16/16 supports request for medical treatment.	
<input checked="" type="checkbox"/>	Aff.Mail W/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
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<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
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<input type="checkbox"/>	9202		
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<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: KT	
		Reviewed on: 11/9/16	
		Updates:	
		Recommendation:	
		File 11- Badiali	

Guardian Kerr, Rebecca (Pro Per – Maternal Aunt - Guardian)

Status RE: Filing of the Inventory and Appraisal.

Cont. from 100516		
	Aff.Sub.Wit.	
	Verified	
	Inventory	
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	Letters	
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	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

NEEDS/PROBLEMS/COMMENTS:

OFF CALENDAR

I&A filed 10/5/16

Reviewed by: skc

Reviewed on: 11/9/16

Updates:

Recommendation:

File 12- Sanders

First and Final Report of Personal representative; Petition for Final Distribution on First and Final Account; Petition for Payment of Compensation to Personal Representative; and Payment of Compensation to Attorney for Ordinary services; and Payment to Personal Representative for Extraordinary Services.

DOD: 9/16/11		RENEE JACKSON , Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: Declaration of Philip Flanigan filed on 11/4/16 requests a 90 day continuance. Need amended accounting, based on but not limited to, the following: 1. Statutory fees are calculated incorrectly. Please see California Rules of Court, Rule 7.705. 2. Paragraph 20 of the Petition requests a closing reserve of \$3,500.00. Paragraph 26 states no closing reserve is requested. Prayer of the petition and order do not include the \$3,500.00 closing reserve; however, it appears to be factored into the proposed distribution. Need clarification. 3. Attorney requests reimbursement of costs totaling \$1,585.65. Itemization of attorney costs includes a filing fee for declaration in the amount of \$5.15. There are no filing fees for the filing of a declaration. Need clarification. Please see additional page
		Account period: 12/31/14 – 8/15/16	
Cont. from 100416		Accounting - \$297,319.56	
<input type="checkbox"/>	Aff.Sub.Wit.	Beginning POH - \$240,246.44	
<input checked="" type="checkbox"/>	Verified	Ending POH - \$162,845.69	
<input checked="" type="checkbox"/>	Inventory	Administrator - \$1,500.00 (less than statutory)	
<input checked="" type="checkbox"/>	PTC	Attorney - \$6,495.19 (see note no. 1)	
<input checked="" type="checkbox"/>	Not.Cred.	Attorney costs - \$1,585.65 (filing fees, publication , probate referee, certified copies)	
<input checked="" type="checkbox"/>	Notice of Hrg	Administrator Reimb. - \$24,566.08 (for loan payoff, maintenance of real property, funeral expense)	
<input checked="" type="checkbox"/>	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
<input checked="" type="checkbox"/>	Letters	Distribution, pursuant to intestate succession, is to:	
	Duties/Supp	Renee Jackson - 1/3 interest in 2 parcels of real property and \$66.25;	
	Objections	Karen Kemp - 1/3 interest in 2 parcels of real property and \$66.25;	
	Video Receipt	James Jackson - 1/3 interest in 2 parcels of real property and \$66.25;	
	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
			Reviewed by: KT
			Reviewed on: 11/9/16
			Updates:
			Recommendation:
			File 13- Jackson

NEEDS/PROBLEMS/COMMENTS (cont.):

4. Disbursement schedule shows payments totaling \$2,547.77 for expenses on properties not owned by the estate (properties are identified as Durrant, Weller, Franklin, Pinedale, Pacific and Fresno St.). Need clarification.
5. Schedule C-1 (itemization of payments made with the personal funds of petitioner on behalf of the estate) includes a payment for DMV registration. This estate does not include a vehicle. Need clarification.
6. Petitioner states she and the Decedent maintained eleven rental properties at the time of decedent's death. Many of the properties were rented through the Fresno Housing Authority and rental payments were directly deposited into the decedent's sole bank account. Payments were made directly to the Decedent's account for properties jointly held by Petitioner and the decedent that passed directly to Petitioner by operation of law. Petition requests reimbursement in the amount of \$2,679.00 for rents that rightfully belonged to her. However, the receipt schedule shows receipts for said properties in the amount of \$2,653.00 a difference of \$26.00. Need clarification.
7. Disbursement schedule includes a payment of \$750.10 on 7/31/15 to Ranniker Lending for (Cancelled Refinance Charges). It appears by the letter from Ranniker Lending attached to the accounting that this charge may be for the refinance of the property on Durrant that passed to the Petitioner outside of probate. Need clarification.
8. Petitioner requests reimbursement of payments made from her personal funds in the amount of \$3,550.14 (\$5,944.14 less monthly rent applied in the amount of \$\$2,3940) for the maintenance of the Madison property prior to Letters issuing. Schedule B-3 includes an itemization of the costs advances. Schedule B-3 shows a payment on 1/13/15 for mortgage payment in the amount of \$258.41. The Disbursement schedule shows a payment on 1/12/15 for mortgage payment in the amount of \$260.00. It appears this may be a duplicate payment. Need clarification.
9. Petitioner requests costs advanced in the amount of \$3,893.20 as listed on schedule C-1. C-1 also includes the amounts listed in Schedule B-3. After deducting the B-3 items, the remaining items total \$3,783.22 and not \$3,893.20. A difference of \$109.98. Need clarification.

Report of Sale and Petition for Order Confirming Sale of Real Property

		PUBLIC GUARDIAN is	NEEDS/PROBLEMS/COMMENTS:
		Conservator/petitioner.	
		Sale price - \$122,500.00	
		Overbid - \$129,125.00	
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
✓	Reappraisal		
PTC			
Not.Cred.			
✓	Notice of Hrg		
✓	Aff.Mail	W/	
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓	Order		
✓	Aff. Posting		
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Property - 14781 W "C" street, Kerman, CA	
		Reappraisal - \$115,000.00	
		Publication - Kerman News	
		Buyers - Cesar Gomez & Susana Gomez as joint tenants.	
		Broker - \$6,125.00 (5% - payable ½ (\$3,062.50) to Jeff Starbuck of Guarantee Real Estate & ½ (\$3,062.50) to Sheryl Ramos of CHC Realty.	
			Reviewed by: KT
			Reviewed on: 11/9/16
			Updates:
			Recommendation:
			File 14- Rios

Probate Status Hearing Status RE: Filing of the Inventory and Appraisal

DOD: 02/09/2016	DANIEL I.S.J. REY-BEAR , was appointed administrator with limited IAEA authority, with \$1,377,528.40 (approx.) ordered to be placed into blocked accounts at Chase Bank and Wells Fargo Bank, and with bond set at \$20,000.00 on 06/22/2016.	NEEDS/PROBLEMS/COMMENTS:
		1. Need final inventory and appraisal.
Cont. from		2. Status Report does not indicate that it was served on all interested parties. Local Rule 7.5B requires notice of the status hearing along with a copy of the Status Report to be served on all necessary parties.
Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Receipt of bond filed 07/06/2016 in the amount of \$20,000.00.	
Inventory		
PTC	Letters issued 07/06/2016	
Not.Cred.		
Notice of Hrg	Minute order dated 6/22/2016 set this status hearing for filing of the inventory and appraisal.	
Aff.Mail		
Aff.Pub.	Status report filed 11/7/2016 states the final I&A cannot be filed as the Administrator filed a claim with the State of California. The State of California acknowledged receiving the claim on 6/16/2016 and advised if the Administrator does not hear anything from them within 180 days, approximately 12/16/2016, to call their toll free number.	
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections	As of 11/3/2016, I&A partials 2 and 3 have been filed with the Court. By the time or date of the status hearing, another 2 or 3 partial inventories will be filed.	
Video Receipt		
CI Report		
9202		
Order	The Administrator has planned an estate sale in mid-December 2016 and hopefully, the house will be empty and the property can be listed for sale.	
Aff. Posting		Reviewed by: SEF
<input checked="" type="checkbox"/> Status Rpt		Reviewed on: 11/9/2016
UCCJEA		Updates:
Citation	Based on the above, counsel requests the matter be continued 90 days to 2/16/2017.	Recommendation:
FTB Notice		File 15- Lawson

Probate Status Hearing RE: Filing of the Inventory and Appraisal

		PUBLIC GUARDIAN was appointed conservator of the person and estate on 7/25/16.	NEEDS/PROBLEMS/COMMENTS:
		Minute order dated 7/18/16 set this status hearing for the filing of the inventory and appraisal.	<p style="text-align: center;">OFF CALENDAR</p> <p>Final Inventory and Appraisal filed 11/14/2016.</p> <p>1. Need current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 11/9/16
			Updates: 11/15/16 (LEG)
			Recommendation:
			File 16- Yewdall

Probate Status Hearing RE: Filing of the Inventory and Appraisal

		PUBLIC GUARDIAN was appointed conservator of the person and estate on 7/25/16.	NEEDS/PROBLEMS/COMMENTS:
		Minute order dated 7/18/16 set this status hearing for the filing of the inventory and appraisal.	<p style="text-align: center;">OFF CALENDAR</p> <p>Final Inventory and Appraisal filed 11/14/2016.</p> <p>2. Need current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		Reviewed by: KT	
		Reviewed on: 11/9/16	
		Updates: 11/15/16 (LEG)	
		Recommendation:	
		File 17- Yewdall	

Contest and Grounds of Objection to Probate of Purported Will

DOD: 6/28/14		SPECIAL ADMINISTRATION (MARION AUSTIN) EXPIRES 1/10/17	NEEDS/PROBLEMS/COMMENTS:
		RODNEY G. SMITH, Son, is Contestant.	<p>Note: The competing petitions for probate were continued to 1/10/17.</p> <p>1. Need Summons and proof of service thereof pursuant to Probate Code §8250 (30 days' notice).</p> <p>2. Need order. Local Rule 7.1.1.F.</p>
		<p>History: Sons Rodney G. Smith and Michael H. Smith, Sr., filed petitions for appointment of Marion Austin, Professional Fiduciary, as special administrator and as Administrator of the Estate of Benjamin H. Smith (intestate). Michael H. Smith, Jr. (Butch) filed a competing petition for appointment as executor and to admit the decedent's will dated 8/1/11 to probate.</p> <p>On 9/13/16, the Court appointed Marion Austin as Special Administrator with general powers and continued all matters to 1/10/17. (Bond of \$485,000 was filed and Letters of Special Administration issued 9/21/16.</p> <p>On 10/6/16, Rodney G. Smith filed this Contest and Grounds of Objection to Probate of Purported Will.</p> <p>Contestant states on 8/12/16, Respondent Butch Smith filed a petition requesting that a will dated 8/1/11 be admitted to probate and that Letters Testamentary be issued to him as executor. Respondent's petition was brought as a competing petition to the petition filed by Contestant and his brother Michael Smith, Sr., seeking appointment of Marion Austin as Administrator for probate of the intestate estate. Contestant lacks sufficient information as to whether any will prior to the purported will dated 8/1/11 remains in existence and on that basis brought petition alleging the decedent died intestate.</p>	
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	X	
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order	X	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
SEE ADDITIONAL PAGES			<p>Reviewed by: skc</p> <p>Reviewed on: 11/9/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 18- Smith</p>

Page 2 – Contestant states he is the decedent's son and heir at law and on information and belief was a beneficiary under a prior will.

Probate of the purported will should be denied on the following grounds:

- a) At the time of alleged execution, the decedent was not of sound and disposing mind.
- b) The purported will is not and never was the decedent's will and was made at the time of its alleged execution as a result of the undue influence of Butch in that:
 - i) Respondent, the decedent's grandson, had removed him from a care facility to live with him. The decedent was dependent on Respondent for food, clothing, shelter, transportation, and all other necessities. The decedent put his trust and confidence in Respondent.
 - ii) By reason of relationship between Respondent and Decedent, Respondent was able to exert control and influence over Decedent to such point Decedent was no longer capable of exercising his own convictions or desire re his actions or thoughts, but rather, because of the pressure brought on him by Respondent, both through arguments and affection, Decedent's convictions and desires become the convictions and desires of Respondent.
 - iii) Respondent suggested the contents of the document submitted for probate and assisted in having the document procured and executed, even if indirectly. At the time the document was executed, Decedent was under the influence of Respondent and the document does not represent a free and voluntary act.
 - iv) Decedent met with a different attorney prior to executing the purported will and expressed a different dispositive plan which left his estate equally to his two sons. The departure from the prior plan was only achieved after Respondent had isolated and unduly influenced Decedent.

Contestant requests that the purported will be denied; costs of suit; and all other relief the Court deems just and proper.

Petitioner Villa, Brian (Pro Per – Son)

Petition for Appointment of Probate Conservator of the Person and Estate

Age: 76		<p align="center"><u>NO TEMPORARY REQUESTED</u></p> <p>BRIAN VILLA, son, is petitioner</p> <p><u>Please see petition for details</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order of 10/05/2016: Attorney Edward Ramirez, specially appeared; Counsel requests a continuance.</p> <p>The deficiencies with the pleadings include, but are not limited to, the following:</p> <ol style="list-style-type: none"> 1. Need Capacity Declaration. 2. Petition does not address bond. Probate Code §2320 states except as otherwise provided by statute, every person appointed as conservator shall, before letters are issued, give a bond approved by the court. Probate Code §2321 states Notwithstanding any other provision of the law, the court in a conservatorship proceeding may not waive the filing of a bond or reduce the amount of bond required without a good cause determination by the court that the conservatee will not suffer harm as a result of the waiver or reduction of the bond. If the court requires bond it should be set at \$255,200.00. <p align="center"><u>Continued on the following page</u></p>	
Cont. from 081716, 100516				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			x
<input type="checkbox"/>	Aff.Mail			x
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			x
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			x
<input checked="" type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			x
<input type="checkbox"/>	FTB Notice			
<p>Reviewed by: LV</p> <p>Reviewed on: 11/09/2016</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 19- Villa</p>				

NEEDS/PROBLEMS/COMMENTS continued:

3. Petition requests several independent powers under Probate Code §2591 without Court oversight. Local Rule 7.15.2 states: *It is the policy of the court to grant a guardian or conservator only those independent powers necessary in each case to administer the estate. A request for all powers described in Probate Code § 2591 will not be granted by the court. Each independent power requested must be justified by, and narrowly tailored to the specific circumstances of that case. Any powers so granted must be specified in the order and in the Letters of Guardianship or Conservatorship.* Petition does not state facts needed for the Court to determine powers under 2591 are necessary.
4. Petition requests that the petitioner be granted the exclusive use and control of the family residence and if needed to sell the family home. However it is unclear if the family residence is separate property or if it was held in joint tenancy. Probate Code §251 states a joint tenant who feloniously and intentionally kills another joint tenant thereby effects a severance of the interest of the decedent so that the share of the decedent passes as the decedent's property and the killer has no rights by survivorship. This section applies to joint tenancies in real and personal property, join and multiple-party accounts in financial institutions, and any other form of co-ownership with survivorship incidents.
5. Need Citation.
6. Need proof of personal service of the Citation and a copy of the Petition on the proposed conservatee.
7. Need video viewing receipt pursuant to Local Rule 7.15.8(A).
8. Need proof of service at least fifteen (15) days before the hearing of the Notice of Hearing with a copy of the Petition for Appointment of Conservator for:
 - Jerry Frank
 - Daniel Joseph Balber
9. Need order.

Note: If the petition is granted status hearings will be set as follows:

- **Wednesday, 12/14/2016 at 9:00a.m. in Dept. 303** for the filing of the bond **and**
- Wednesday, 04/12/2017 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal **and**
- **Wednesday, 01/10/2018 at 9:00a.m. in Dept. 303** for the filing of the first account and final distribution.

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.

Dept. 303, 9:00 a.m. Wednesday, November 16, 2016

Petitioner Tony Prendez (Pro Per, son)
 Petitioner Monica Quintero (Pro Per, competing Petitioner, daughter)
 Attorney Nancy J. LeVan (Court-appointed for proposed Conservatee)

Petition for Appointment of Probate Conservator of the Person and Estate

		NO TEMPORARY REQUESTED		NEEDS/PROBLEMS/COMMENTS:	
Cont. from 100316, 102616					
	Aff.Sub.Wit.				
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg				
✓	Aff.Mail	W/			
	Aff.Pub.				
	Sp.Ntc.				
✓	Pers.Serv.				
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
✓	Video Receipt				
✓	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
✓	Citation				
	FTB Notice				

TONY PRENDEZ, son, is Petitioner.

~Please see Petition for details~

Court Investigator's Report was filed on 9/27/2016.

Note: Petition for Appointment of Probate Conservator filed by **MONICA QUINTERO**, daughter, on 11/14/2016 is set for hearing on 12/14/2016.

Continued from 10/26/2016.
 Minute Order states Examiner notes provided in open court. Court appointed counsel, Nancy LeVan, requested a continuance in her report filed 10/21/2016. [Later and off the record: Court clerk clears the 11/16/2016 hearing date with Ms. LeVan's assistant.]

~Please see additional page~

Reviewed by: LEG
Reviewed on: 11/14/16
Updates: 11/14/16
Recommendation:
File 20- Prendez

NEEDS/PROBLEMS/COMMENTS, continued:

1. Bond is required for all conservatorships of the estate pursuant to Probate Code § 2320 and CA Rule of Court 7.207. Item 1(c) of *Petition* requests bond for the Conservatorship estate not be required, but does not provide any reasons that the Court should waive bond. The estimated value of the estate is based solely upon public assistance. Court may require bond in the sum of **\$19,963.90** if conservatorship of the estate is granted.
2. *Proof of Service by Mail* filed 10/19/2016 states "unknown, possibly incarcerated" regarding the proposed Conservatee's son, **MICHAEL J. PRENDEZ**. Court may require declaration of due diligence or may require *Notice of Hearing* and proof of service by mail of the notice with a copy of the *Petition for Appointment of Probate Conservator* showing notice was mailed at least 15 days before the hearing pursuant to Probate Code § 1822 for:
 - Michael J. Prendez, son.
3. *Petition* requests medical consent and dementia powers. Need *Medical Capacity Declaration* (Judicial Council form GC-335) in support of Petitioner's request pursuant to Probate Code § 1890(c).

Note: If *Petition* for conservatorship of the estate is granted, Court will set status hearings as follows:

- **Monday, December 12, 2016, at 9:00 a.m. in Dept. 303 for filing proof of bond;**
- **Monday, March 20, 2017 at 9:00 a.m. in Dept. 303 for filing of inventory and appraisal; and**
- **Monday, January 22, 2018 at 9:00 a.m. in Dept. 303 for filing of first account of the conservatorship estate.**

Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.

***Report of Court-Appointed Attorney* filed by NANCY J. LEVAN on 10/21/2016.**

Note: *Report of Court-Appointed Attorney* filed by **NANCY J. LEVAN** on 10/21/2016 does not appear to have been served on any interested parties.

Attorney: Edward L. Fanucchi (for Petitioner Wanda Foster)
 Objector James Hicks (Pro Per, son)
 Objector Timothy Hicks (Pro Per, son)

Petition for Letters of Administration with IAEA

DOD: 12/1/13		WANDA FOSTER , daughter, is petitioner and requests appointment as Administrator without bond. Limited IAEA – o.k. Decedent died intestate. Residence: Fresno Publication: Fresno Business Journal. Estimated value of the estate: Real property - \$75,000.00 Probate Referee: Steven Diebert Objection was filed by JAMES HICKS and TIMOTHY HICKS on 11/14/2016.	NEEDS/PROBLEMS/COMMENTS: Continued from 10/5/16. Minute order states Lisa Hicks represents that all of the signatures on the Waivers of Bond are forged. The court deems all of said waivers invalid. All objections must be filed and properly served by 11/1/16. Note: If the petition is granted status hearings will be set as follows: <ul style="list-style-type: none"> Wednesday, April 19, 2017 at 9:00a.m. in Dept. 303 for the filing of the Inventory and Appraisal <u>and</u> Wednesday, January 17, 2018 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
Cont. from 100516			
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory			
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail	W/		
<input checked="" type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.		Reviewed by: KT Reviewed on: 11/9/16 Updates: 11/15/16 (LEG) Recommendation: File 21- Jefferson	
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input checked="" type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			

Petition for Appointment of Guardian of the Person

<u>NO TEMPORARY REQUESTED</u>		NEEDS/PROBLEMS/COMMENTS:
JOHN BERNARD ESCAMILLA, SR., paternal grandfather, is petitioner.		<ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. Need proof of personal service at least 15 days before the hearing of the <i>Notice of Hearing</i> with a copy of the petition <u>or</u> consents and waivers of notice <u>or</u> declarations of due diligence for: <ol style="list-style-type: none"> a. George Escamilla (father) b. Veronica Gonzalez (mother) c. Andrea Escamilla (ward) d. John Escamilla (ward) 3. Need proof of service at least 15 days before the hearing of the <i>Notice of Hearing</i> with a copy of the petition <u>or</u> consents and waivers of notice <u>or</u> declarations of due diligence for: <ol style="list-style-type: none"> a. Dolores Yamamoto (paternal grandmother) b. Paternal grandparents
<i>Please see petition for details.</i>		
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	<input checked="" type="checkbox"/>	
<input type="checkbox"/> Aff.Mail	<input checked="" type="checkbox"/>	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: SEF
		Reviewed on: 11/9/2016
		Updates:
		Recommendation:
		File 22- Escamilla

Petitioner Akin, Dawn (Pro Per – Paternal Step Grandmother)

Petitioner Akin, Richard Claude (Pro Per – Paternal Grandfather:

Petition for Appointment of Guardian of the Person

Age: 6		<p align="center"><u>NO TEMPORARY REQUESTED</u></p> <p>DAWN AKIN, paternal step-grandmother, and RICHARD CLAUDE AKIN, paternal grandfather, are petitioners.</p> <p align="center"><u>Please see petition for details</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice for:</p> <ul style="list-style-type: none"> Tom Langdon (maternal grandfather) – Unless the Court dispenses with notice <p>Note: Declaration of Due Diligence filed 09/15/2016</p>	
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
	Aff.Mail			x
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.			w/
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
<p>Reviewed by: LV</p> <p>Reviewed on: 11/09/2016</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 23- Akin</p>				

Petitioner Sharpe, Michelle L. (Pro Per – Mother)

Petition for Appointment of Probate Conservator of the Person

Age: 18		<p align="center"><u>NO TEMPORARY REQUESTED</u></p> <p>MICHELLE L. SHARPE, mother, is petitioner.</p> <p align="center"><u>Please see petition for details</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Video viewing receipt for each conservator pursuant to Local Rule 7.15.8(A).</p>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input checked="" type="checkbox"/>	Pers.Serv.			
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			x
<input type="checkbox"/>	CI Report			x
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input checked="" type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
<p>Reviewed by: LV</p> <p>Reviewed on: 11/09/2016</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 24- Sharpe</p>				

Petitioner: Brittany Britten-Padilla (Pro per – Maternal aunt)

Petition for Appointment of Temporary Guardian of the Person

		<u>GENERAL HEARING 1/12/2017</u>	NEEDS/PROBLEMS/COMMENTS:
		BRITTANY K. BRITTEN-PADILLA, maternal aunt, is petitioner.	1. Need <i>Notice of Hearing</i> . 2. Need proof of personal service at least 5 court days before the hearing of the <i>Notice of Hearing</i> with a copy of the temporary petition <u>or</u> consents and waivers of notice <u>or</u> declarations of due diligence for: <ul style="list-style-type: none"> a. Richard M. Ortiz (father); <i>Declaration of Due Diligence filed 11/15/2016.</i> b. Brianna Britten (mother) <i>personally served 11/3/2016.</i>
Cont. from		Please see petition for details.	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	x	
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	x	
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: SEF
			Reviewed on: 11/9/2016
			Updates: 11/15/16 (LEG)
			Recommendation:
			File 25- Ortiz

Petition for Appointment of Temporary Guardian of the Person

		GENERAL HEARING 1/18/17	NEEDS/PROBLEMS/COMMENTS:
		JULIE PRICE , paternal grandmother, is petitioner.	1. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Angel Capps (mother)
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W/	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 11/9/16
			Updates:
			Recommendation:
			File 26- Laycook

Attorney: Terri McCracken (for Petitioner Martina Quiroz)

Petition for Appointment of Temporary Guardian of the Person

			GENERAL HEARING 1/18/17	NEEDS/PROBLEMS/COMMENTS:
			MARTINA QUIROZ , paternal grandmother, is petitioner.	
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.	W/		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
				Reviewed by: KT
				Reviewed on: 11/9/16
				Updates: 11/10/16
				Recommendation:
				File 27- Quiroz